

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

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IN RE TORONTO-DOMINION BANK  
SECURITIES LITIGATION

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⋮ **1:17-cv-1665 (NLH/JS)**  
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⋮ Class Action  
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**PLAINTIFFS’ MOTION FOR FINAL APPROVAL OF CLASS ACTION  
SETTLEMENT, CERTIFICATION OF SETTLEMENT CLASS,  
AND APPROVAL OF PLAN OF ALLOCATION**

**PLEASE TAKE NOTICE** that Lead Plaintiff Ethan Silverman and Plaintiff Mark Blumenthal (together, “Plaintiffs”), by and through their attorneys Pomerantz LLP, individually and on behalf of all Settlement Class Members, will and hereby do move this Court on October 3, 2019, at 3:30 p.m., the date and time previously set by the Honorable Noel L. Hillman, U.S.D.J. at the Mitchell H. Cohen Building & U.S. Courthouse, 4<sup>th</sup> and Cooper Streets, Camden, NJ 08101, for an order granting final approval of the Settlement, certifying the Settlement Class<sup>1</sup>, and approval of the Plan of Allocation. Additionally, pursuant to paragraph 2.7 of the Stipulation, Plaintiffs hereby request that the Court approve an additional three hundred thousand dollars (\$300,000.00) be transferred from the Settlement Account to the Notice & Administration Account to cover costs and expenses of delivering notice and settlement administration.

This motion is based on the accompanying Memorandum of Law, the Declaration of Matthew L. Tuccillo, Esq., the Declaration of Ed Barrero, the Declaration of Ethan Silverman, and the Declaration of Mark Blumenthal, all filed simultaneously herewith, and the pleadings and

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<sup>1</sup> Unless otherwise stated, all capitalized terms used herein have the same definitions as assigned in the Stipulation of Settlement, dated June 20, 2019 (Dkt. No. 109-9) (“Stipulation”).

records on file in this action, including, without limitation, the Stipulation and the exhibits thereto, and other such matters and argument as the Court may consider at the hearing on this motion.

Dated: September 12, 2019

Respectfully submitted,

**LITE DEPALMA GREENBERG, LLC**

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***Plaintiffs' Lead Counsel***

**CERTIFICATE OF SERVICE**

I hereby certify that on this, the 12<sup>th</sup> day of September, 2019, a true and correct copy of the foregoing was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing, as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

/s/ Bruce D. Greenberg  
Bruce D. Greenberg